

1 John E. Hill (SBN 45338)
LAW OFFICES OF JOHN E. HILL
2 E-mail: johnhill@hill-law-offices.com
8105 Edgewater Drive, Suite 100
3 Oakland, CA 94621
Telephone: (510) 588-1000
4 Facsimile: (510) 588-1087

5 Attorneys for Plaintiffs FRANK CISNEROS,
6 BEATRICE CISNEROS, AND KASI CISNEROS

7 Manuela Albuquerque, City Attorney (SBN 67464)
Matthew J. Orebic, Deputy City Attorney (SBN 124491)
8 E-mail: MOrebic@ci.berkeley.ca.us
BERKELEY CITY ATTORNEY'S OFFICE
9 2180 Milvia Street, Fourth Floor
Berkeley, CA 94704
10 Telephone: (510) 981-6950
Facsimile: (510) 981-6960

11 Attorneys for Defendants SGT. T. CURTIN,
12 OFFICER G. PON, OFFICER J. LUNA, OFFICER K.
DEBLASI, OFFICER F. ONCIANO AND SGT. J. LOUIS
13

14 **UNITED STATES DISTRICT COURT**

15 **NORTHERN DISTRICT OF CALIFORNIA**

16
17 **FRANK CISNEROS, BEATRICE**
CISNEROS, and KASI CISNEROS,

Case No. C07-02788 JCS

18 *Plaintiffs,*

19 *v.*

20 **SERGEANT T. CURTIN, DETECTIVE**
21 **G. PON, OFFICER J. LUNA, OFFICER**
22 **K. DEBLASI, OFFICER J. LOUIS,**
OFFICER R. ONCIANO, and DOES 1
23 **through 50,**

24 *Defendants.*

STIPULATION AND ORDER TO EXTEND
DATE FOR ADR, CONVERT MEDIATION
TO ENE, AND CONTINUE CASE
MANAGEMENT CONFERENCE TO
JANUARY 18, 2008

Complaint Filed: April 17, 2007
Removed to Federal Court: May 29, 2007

25 **STIPULATION**

26 The parties hereby stipulate through there undersigned counsel that the ADR for this case
27 be converted from a mediation to an ENE, the last day to complete the ADR process be extended
28 from November 29, 2007 to January 11, 2008, and the next Case Management Conference be

1 continued from November 30, 2007 to January 18, 2008. The reasons for these requests are that
 2 counsel had their phone conference with the Court-appointed mediator today, and due to the fact
 3 that both plaintiffs' counsel and defense counsel are in trial during the week of November 26,
 4 2007, it will not be possible to complete the ADR process by November 29, 2007. Additionally,
 5 during the phone conference, the parties and the mediator agreed an ENE would be the better
 6 ADR process, with the possibility of converting the ENE to a mediation, if the opportunity
 7 arises. Since ADR cannot be completed by November 29, 2007, the parties request the next
 8 CMC (scheduled for November 30, 2007) be continued to a date after ADR is completed. The
 9 parties and the mediator agreed to conduct the ADR on January 3, 2008. Accordingly, the
 10 parties request the Court order that:

- 11 • ADR for this case be converted from a mediation to an ENE with the possibility of
 12 conducting a mediation if the opportunity arises;
- 13 • The last day to complete the ADR process be extended from November 29, 2007 to
 14 January 11, 2008; and
- 15 • The next Case Management Conference be continued from November 30, 2007 to
 16 January 18, 2008.

MANUELA ALBUQUERQUE, CITY ATTORNEY
 MATTHEW J. OREBIC, DEPUTY CITY ATTORNEY

17 Dated: November 20, 2007.

By _____/s/

Matthew J. Orebic
 Attorney for Defendants SGT. T. CURTIN,
 OFFICER G. PON, OFFICER J. LUNA, OFFICER K.
 DEBLASI, OFFICER F. ONCIANO, AND SGT. J. LOUIS

LAW OFFICES OF JOHN E. HILL

21 Dated: November 20, 2007.

By /s/

John E. Hill
 Counsel for Plaintiffs FRANK CISNEROS,
 BEATRICE CISNEROS, AND KASI CISNEROS

24 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

26 Dated: _____

27 _____
 JOSEPH C. SPERO
 28 Magistrate Judge